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T.M.

VIA FACSIMILE: 703/872-9326

Atty. Docket No. STE01 P-1069

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3635
Examiner : B. Stephan
Applicants : Jonathan J. King et al.
Appln. No. : 09/692,663
Filing Date : October 20, 2000
Confirmation No. : 7520
For : PARTITION SYSTEM WITH ELEVATED RACEWAY

Attention: Lanna Mai
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by facsimile to the Patent and Trademark Office on the date shown below:

Request for Original Filing Date of Correspondence (1 pg.)

Statement Attesting to Personal Knowledge Concerning Previous Timely Mailing

of Response to Office Action Under 37 C.F.R. §1.8 (1 pg.)

Copy of Previously Mailed Certificate of Mailing & Reply Under 37 C.F.R. §1.111 (2 pgs.)

Copy of Previously Mailed Postcard (1 pg.)

YOU SHOULD RECEIVE A TOTAL OF 6 PAGES.

Official

10/21/02
Date

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OCT 21 2002

GROUP 3600

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Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

REQUEST FOR ORIGINAL FILING DATE OF CORRESPONDENCE

A response to the Office Action of June 4, 2002, was, in fact, timely filed. Enclosed are copies of the previously mailed correspondence including the Reply Under 37 C.F.R. §1.111 and a copy of the postcard originally mailed on June 13, 2002. Pursuant to 37 C.F.R. §1.8, Applicants note that the Reply Under 37 C.F.R. §1.111 included a Certificate of Mailing signed and dated June 13, 2002 by Catherine M. Updegraff.

Pursuant to 37 C.F.R. §1.8(b)(3), Applicants have included herewith a statement by Catherine M. Updegraff attesting to the fact that the Reply Under 37 C.F.R. §1.111 was timely filed by mail on June 13, 2002.

In view of the above, Applicants respectfully assert that the Reply Under 37 C.F.R. §1.111 was timely filed. In the event there are any remaining informalities, the courtesy of a telephone call to the undersigned attorney would be appreciated.

Respectfully submitted,

JONATHAN J. KING ET AL.

By: Price, Heneveld, Cooper,
DeWitt & Litton

Official

Date

10/21/02

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OCT 21 2002

JSK/cmu

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Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

STATEMENT ATTESTING TO PERSONAL KNOWLEDGE CONCERNING PREVIOUS
TIMELY MAILING OF RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. §1.8

I, Catherine M. Updegraff, did sign and date the original Certificate of Mailing for the Reply Under 37 C.F.R. §1.111 dated June 13, 2002, and timely deposited the Reply with the United States Postal Service as First Class Mail, addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on June 13, 2002.

10/21/02
Date

Catherine M. Updegraff
Catherine M. Updegraff

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Assistant Commissioner for Patents
Washington, D.C. 20231

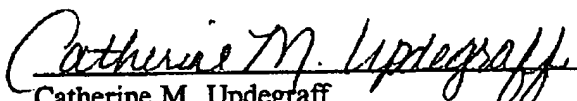
Dear Sir:

CERTIFICATE OF MAILING

I hereby certify that the attached Reply Under 37 C.F.R. §1.111; and postcard are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

on 6/13/02.


Catherine M. Updegraff
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Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

REPLY UNDER 37 C.F.R. §1.111

In an Office Action dated February 12, 2002, the Examiner indicated that the present application contains claims directed to patentability distinct species as shown in Figs. 6 and 8.

Applicants elect the species of Fig. 8. Claims 1-26 are generic to the species of Figs. 6 and 8 because none of these claims are limited to either embodiment of the bracket that connects the raceway to the partition.

Applicants note that an amendment was filed on March 4, 2002 amending claims 1-6 to recite a partition, such that claims 1-26 are now believed to be part of the elected invention (Group II).

In the event there are any informalities, the courtesy of a telephone call to the undersigned attorney would be appreciated.

Respectfully submitted,

JONATHAN J. KING ET AL.

By: Price, Heneveld, Cooper,
DeWitt & Litton

6/13/02
Date

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Washington, D.C. 20231

uk
June 13, 2002

Sir: Kindly acknowledge receipt of the accompanying Certificate of Mailing (1 pg.); Reply Under 37 C.F.R. §1.111 (1 pg.); and this postcard for Applicants: Jonathan J. King et al.; Appln. No.: 09/692,663 by placing your receiving date stamp hereon and mailing.

STE01 P-1069
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